

1
2
3
4
5
6
7
8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
TACOMA DIVISION

10 DEBBIE L. HOLLAND,

11 Plaintiff,

12 vs.

13 MICHAEL J. ASTRUE,
Commissioner of Social Security,

14 Defendant.

Civil No. 3:11-cv-05646-KLS

ORDER FOR REMAND

15 Based on the stipulation of the parties, it is hereby ORDERED that the Commissioner's
16 final decision be reversed and remanded for further proceedings pursuant to sentence four of 42
17 U.S.C. §405(g). Upon remand to the Commissioner of Social Security, the Appeals Council will
18 remand this case to a new Administrative Law Judge (ALJ) to: (1) further develop the record
19 and issue a new decision; (2) reevaluate the medical opinions of record, including the 2005 and
20 2007 medical opinions of Jessy Ang, M.D., the 2004 medical opinion of Jeffrey Hart, M.D., and
21 the 2004 declaration of Cheryl Hayes, M.D., providing legally sufficient reasons for accepting or
22 rejecting these opinions; (3) reevaluate Plaintiff's subjective symptom complaints; (4) reevaluate
23 Plaintiff's residual functional capacity; and (5) reevaluate steps four and five of the sequential

1 evaluation, with the assistance of a vocational expert, if necessary. Plaintiff may also present
2 new arguments and further medical evidence, if such evidence becomes available.

3 This case is reversed and remanded to the ALJ on the above grounds pursuant to sentence
4 four of 42 U.S.C. § 405(g). Upon proper presentation, this Court will consider Plaintiff's
5 application for costs and attorney's fees under 28 U.S.C. § 2412(d).

6 DATED this 30th day of January, 2012.

7
8 
9 Karen L. Strombom
10 United States Magistrate Judge
11
12
13
14

15 Presented By:

16 s/ Kathryn A. Miller
17 KATHRYN A. MILLER
18 Special Assistant United States Attorney
19 Office of the General Counsel
20 Social Security Administration
21 701 Fifth Avenue, Suite 2900 M/S 221A
22 Seattle, WA 98104-7075
23 Telephone: (206) 615-2240
24 Fax: (206) 615-2531
25 kathryn.a.miller@ssa.gov